

Notice to Registered Sex Offenders - Eligibility For Exclusion from Internet Web Site

You may apply for exclusion from the Internet web site if both of the following conditions apply:

First, you were convicted of one or more of the following:

- A felony violation of Penal Code section 243.4, subdivision (a) – sexual battery;
- A misdemeanor violation of Penal Code section 647.6, or former section 647a) – child molestation; or
- A violation of Penal Code section 288 or 288.5 if you successfully completed probation that was granted pursuant to Penal Code section 1203.066, subdivision (c) – intrafamilial lewd conduct with a child.

Second, you have never been adjudicated a sexually violent predator pursuant to Welfare and Institutions Code §§ 6600, et seq., or convicted of any of the following Penal Code offenses:

- § 207(b) - Kidnapping, victim under 14 with the intent to violate Penal Code section 288
- § 209(b), except kidnapping to commit robbery - Kidnapping with intent to violate Penal Code sections 261, 286, 288, 288a, or 289
- § 220, except assault to commit mayhem - Assault to commit rape, sodomy, or oral copulation
- § 261(a)(1), (2), (3), (4), or (6) - Rape: victim incapable of giving consent; rape by force or fear; rape of drugged victim; rape: victim unconscious of the nature of the act; rape by threat of retaliation
- § 264.1 - Rape in concert with force or violence
- § 266, if a felony conviction - Entice minor female for prostitution
- § 266c, if a felony conviction - Induce intercourse or sex acts by false representation with intent to create fear
- § 266j - Procurement of child under 16 years for lewd or lascivious act
- § 267 - Abduct minor for prostitution
- § 269 - Aggravated sexual assault of a child
- § 286(b)(2), (c), (d), (f), (g), or (i) - Sodomy with person under 16 years; sodomy with person under 14 years; sodomy in concert with force; sodomy: victim unconscious of the nature of the act; sodomy: victim incapable of giving consent; sodomy without consent: drugged victim & defendant in mental facility
- § 288(a), (b), or (c) - Lewd or lascivious acts with child under 14 years; lewd or lascivious acts with child under 14 years w/force or violence; caretaker commits sexual act on dependent adult with force; lewd or lascivious acts with child 14 or 15 years old; caretaker commits lewd or lascivious acts on dependent adult – unless you successfully completed probation that was granted pursuant to Penal Code section 1203.066, subdivision (c)
- § 288a(b)(2), (c), (d), (f), (g), or (i) - Oral copulation with person under 16 years; Oral copulation with person under 14; oral copulation with force, violence, or by threat of retaliation; oral copulation in concert with force or fear; oral copulation in concert by threat of retaliation; oral copulation in concert with victim incapable of consent; oral copulation: victim unconscious of the nature of the act; oral copulation: victim incapable of consent; oral copulation: victim intoxicated

- § 288.5 - Continuous sexual abuse of child
- § 289(a), (b), (d), (e), (i), or (j) - Sexual penetration, foreign object with force or threat of retaliation; sexual penetration, foreign object, victim incapable of consent; sexual penetration, foreign object, victim unconscious of the nature of act, unconscious, or unaware of the act; sexual penetration, foreign object, victim drugged; sexual penetration, foreign object, victim under 16; sexual penetration, foreign object with force or threat of retaliation; sexual penetration, foreign object, victim under 14
- § 647.6 (former § 647a), if a felony conviction - Annoy or molest child under 18

If you believe you are eligible for exclusion but have not received an application in the mail, scroll down to view and print the application, which contains the necessary instructions.

APPLICATION FOR EXCLUSION FROM INTERNET DISCLOSURE
FORM SS-4046D (10/04)Sex Offender Tracking Program (SOTP)
P. O. Box 903387, Sacramento, CA 94203-3870

APPLICATION FOR EXCLUSION FROM INTERNET DISCLOSURE

Please print or type required information. Illegible or incomplete information, or the lack of required documentation, may delay the processing of this application and can result in denial of your application for exclusion on the Internet. Mail this completed application, together with all necessary supporting documentation, to the above address.

FULL NAME: LAST		FIRST	MIDDLE
DATE OF BIRTH	DRIVERS LICENSE NUMBER		SOCIAL SECURITY NUMBER
ADDRESS (NOT P.O. BOX)			
CITY	STATE	ZIP CODE	TELEPHONE NUMBER (AREA CODE FIRST)

Basis for exclusion (Please check one or more of the following that apply):

- ☐ Felony violation of California Penal Code (PC) section 243.4(a).
- ☐ Misdemeanor violation of section 647.6 PC - former section 647a PC.
- ☐ Violation of section 288 PC or 288.5 PC with successful completion of probation pursuant to section 1203.066(c) PC.

Pursuant to California Penal Code section 290.46(e), I hereby apply to be excluded from posting on the sex offender Internet web site. I certify under the laws of the State of California that the foregoing is true and correct. **I understand that I am still required to register, which is a lifetime requirement, and comply with all of the provisions set forth in Penal Code section 290, as well as other applicable laws.**

SIGNATURE

DATE

Based upon a review of the applicant's criminal history record and submitted supporting documentation, the California Department of Justice will determine whether the applicant meets the requirements for exclusion from the Sex Offender Internet Web Site.

Requirements for Submission of Supporting Documentation:

Documents are required to prove the following facts:

- If you were convicted of violating Penal Code section 243.4, your conviction must have been for a violation of subdivision (a).
- If you were convicted of violating Penal Code section 647.6 (formerly section 647a), your conviction must have been for a misdemeanor.
- If you were convicted of violating Penal Code section 288 or 288.5, you must have been granted probation pursuant to Penal Code section 1203.066(c) (you were related to the victim and the court made required findings) and you must have successfully completed probation.

Questions:

Questions concerning the completion of this application may be directed to the Sex Offender Tracking Program at (916) 227-4104.

A copy of Assembly Bill 488, which established the Sex Offender Internet Web Site, can be obtained through the Attorney General's web site at: <http://ag.ca.gov/megan>.